

Notice of Allowability

Application No.

09/867,614

Examiner

Michael C. Astorino

Applicant(s)

TAMAKI ET AL.

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to RCE filed 11/13/2006.
2. ☒ The allowed claim(s) is/are 14, 145, 149-151, 153-155, 158-160, 162, 163, 166-168 and 172-187.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John D. Magluyan on January 19, 2007.

The application has been amended as follows:

Re-write claim 185 to state:

185. A body temperature managing method, comprising:

- a body temperature data obtaining step for obtaining enciphered body temperature data;
- a body temperature data storing step for storing said enciphered body temperature data obtained in said obtaining step;
- a duplicate creating step for creating a duplicate of said enciphered body temperature data;
- a data deciphering step for deciphering said body temperature data created in said duplicate creating step;
- a body temperature data analyzing step for analyzing the body temperature data deciphered in said data deciphering step;
- a deleting step for deleting said deciphered body temperature data following

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completion of said analyzing step;

an analyzed data transmitting step for outside transmitting of analyzed data

analyzed in said analyzing step; and

a presenting step for presenting a list of facilities according to the analysis

results analyzed in said body temperature data analyzing step[[.]];

a counting step for counting a number of reservations, in the event that reservations have been made at an arbitrary facility from the facility list presented in said presenting step; and

a cash-back step for giving cash back based on the counted number of reservations.

Re-write claim 186 to state:

186. A body temperature managing device,

body temperature data obtaining means for obtaining enciphered body temperature data;

body temperature data storing means for storing said enciphered body temperature data obtained by said obtaining means;

duplicate creating means for creating a duplicate of said enciphered body temperature data;

data deciphering means for deciphering said body temperature data created by said duplicate creating means;

body temperature data analyzing means for analyzing the body temperature data deciphered by said data deciphering means;

deleting means for deleting said deciphered body temperature data

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following completion of said analyzing means;

analyzed data transmitting means for outside transmitting of analyzed data

analyzed by said analyzing means; and

presenting means for presenting a list of facilities according to the analysis

results analyzed by said body temperature data analyzing means[.];

counting means for counting a number of reservations, in the event that reservations have been made at an arbitrary facility from the facility list presented in said presenting means; and

cash-back means for giving cash back based on the counted number of reservations.

Re-write claim 187 to state:

187. (Previously Presented) A computer-readable storage medium storing a computer-executable program for managing body temperature, said program comprising:

body temperature data obtaining code for obtaining enciphered body temperature data;

body temperature data storing code for storing said enciphered body temperature data obtained by said obtaining code;

duplicate creating code for creating a duplicate of said enciphered body temperature data;

data deciphering code for deciphering said body temperature data created by said duplicate creating code;

body temperature data analyzing code for analyzing the body temperature data deciphered by said data deciphering code;

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deleting code for deleting said deciphered body temperature data following completion of said analyzing code;

analyzed data transmitting code for outside transmitting of analyzed data analyzed by said analyzing code; and

presenting code for presenting a list of facilities according to the analysis results analyzed by said body temperature data analyzing code[[]];

counting code for counting a number of reservations, in the event that reservations have been made at an arbitrary facility from the facility list presented in said presenting code; and
cash-back code for giving cash back based on the counted number of reservations.

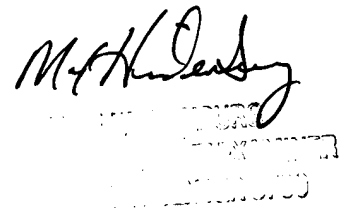
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Michael C. Astorino whose telephone number is 571-272-4723. The examiner can normally be reached on Monday-Friday, 8:30AM to 3:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Max Hindenburg can be reached on 571-272-4726. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Michael Astorino
January 19, 2007



A handwritten signature in black ink, appearing to read "Michael Astorino", is written over a rectangular stamp. The stamp contains some faint, illegible text and a date that appears to be "JAN 19 2007".